GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Public Services- Municipal Administration & Urban Development Department – Certain financial irregularities committed by the staff of Tadepalligudem Municipality - Disciplinary Proceedings instituted under Rule 9 of A.P.Revised Pension Rules, 1980 read with Rule 20 of A.P.Civil Services (Classification, Control & Appeal) Rules, 1991 against Sri M.Subba Rao, the then Accountant and Manager (I/c) (Retd.) – Punishment imposed - Appeal filed – Appeal allowed partially – Reduce the punishment of 25% cut in pension permanently already imposed to that of 10% cut in pension permanently – Orders - Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.I) DEPARTMENT

G.O.MS.No. 198 **Dated: 26-06-2018.**

Read the following:-

1. From the Commissioner & Director of Municipal Administration, A.P., Hyderabad, letter No.21731/2004-C1, dated:22.10.2009.
2. Government. Memo. No.17539/L1/09-2, dated:05.12.2009.
3. From Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.), written Representation, dated:25.01.2010.
4. Government. Memo. No.17539/L1/09-7, dated:03.08.2010.
5. From Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.), written representation, dated:04.09.2010.
6. Government. Letter No.17539/L1/2009-15, dated:20.10.2010.
7. From the Principal Secretary, A.P.Public Service Commission, Hyderabad, letter No.1118/RT1/03/10, dated: 22.12.2010.
8. G.O.Ms.No.572, M.A. & U.D. (L1) Dept., dated: 30.12.2010.
9. From Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.), Appeal Petition dated 'NIL'.
10. Government. Memo. No.618965/Vig.II/2017, dated: 22.09.2017.
11. From Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.), Appeal Petition dated:28.12.2017.

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O R D E R:

It has been brought to the notice of the Government by the Commissioner & Director of Municipal Administration, A.P., Hyderabad that, certain financial irregularities committed by the staff of Tadepalligudem Municipality and in connection with the misappropriation of municipal funds in Tadepalligudem Municipality, he has initiated disciplinary proceedings against Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.) and other staff of Tadepalligudem Municipality vide letter Roc.No.21732/04-K2, dated 04.01.2006. Subsequently, the Commissioner & Director of Municipal Administration has entrusted the case for departmental enquiry by appointing Sri G.Sreenivasa Rao, Joint Director, Office of the Commissioner & Director of Municipal Administration, Hyderabad as an Enquiry Officer, to enquire into the charges framed against the said charged officers. The Enquiry Officer has submitted his Enquiry Report dated: 08.09.2009. The Commissioner & Director of Municipal Administration in his letter 1st read above, has therefore, requested the Government to take necessary action against the charged officers including Sri M.Subba Rao, Accountant and

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Manager (I/c) (Retd.) of Tadepalligudem Municipality in terms of A.P.Revised Pension Rules, 1980 read with A.P.Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The report of the Enquiry Officer has been examined in detail and it has been decided to accept the findings of the Enquiry Officer and in the reference 2nd read above, a copy of the Enquiry Report was communicated to the charged officer for offering his written representation on the findings of the Enquiry Officer. In the reference 3rd read above, the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.) has submitted his written representation and requested to drop further action against him. As the explanation is not convincing, Government have provisionally decided to impose a punishment of 25% cut in pension permanently against the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.) and in the reference 4th read above, while indicating the quantum of punishment, a show cause notice was issued to the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.), in terms of Rule 9 of A.P.Revised Pension Rules, 1980 with a direction to submit his written representation if any, on the proposed punishment.

3. In the reference 5th read above, the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.) has submitted his written representation and requested the Government to consider his request and drop further action against him. As no new ground put-forth by the charged officer in his written representation, it has been provisionally decided to impose a punishment of 25% cut in pension permanently against the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.), Tadepalligudem Municipality and in the reference 6th read above, the Secretary, A.P.Public Service Commission, Hyderabad was requested to obtain the concurrence of the Commission on the proposal of the Government.

4. In the reference 7th read above, the Principal Secretary, A.P.Public Service Commission has communicated the concurrence of the Commission on the proposed punishment of 25% cut in pension permanently against the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.), Tadepalligudem Municipality.

5. Government have examined the entire matter carefully and it has been decided to impose the punishment of 25% cut in pension permanently against the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.) and in the G.O.8th read above, orders were issued, imposing a punishment of 25% cut in pension permanently against the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.), Tadepalligudem Municipality.

6. In the reference 9th read above, the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.) has filed an Appeal Petition before the Government and requested to drop the punishment imposed against him. The Appeal Petition of Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.) has been examined in detail and the same was rejected, as time barred, vide reference 10th read above.

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7. In the reference 11th read above, the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.) has again filed an Appeal Petition before the Government and requested to drop the punishment imposed against him. The matter has been examined in detail and a personal hearing was conducted on 25.01.2018. During the personal hearing, the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.) has submitted a representation, stating that, he worked as Accountant and Manager incharge for a period of 2 months and 26 days and he was charged with the allegations of misappropriation of municipal funds by the Bill Collectors. Further, Government have imposed the penalty of 25% cut in pension permanently against him on the allegations of lack of supervision of Bill Collectors, who are responsible for misappropriation of municipal funds. He has therefore, requested to modify the punishment imposed against him, due to his health position and financial hardship.

8. Government after careful examination of the matter, have decided to allow the Appeal Petition of Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.) partially, and to reduce the punishment of 25% cut in pension permanently already imposed to that of 10% cut in pension permanently against the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.). Accordingly, Government hereby order to reduce the punishment of 25% cut in pension permanently already imposed to that of "10% cut in pension permanently" against the charged officer Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.), Tadepalligudem Municipality.

9. The Director of Municipal Administration, A.P., Guntur shall take further necessary action in the matter, accordingly.

10. The receipt of G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri M.Subba Rao, Accountant and Manager (I/c) (Retd.), Tadepalligudem Municipality through the Director of Municipal Administration, A.P., Guntur.
The Director of Municipal Administration, A.P., Guntur.

Copy to:

The Accountant General (A&E), A.P., Hyderabad.
The Secretary to APVC, 5th Block, A.P. Secretariat, Hyderabad.
SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER